

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )

Plaintiff, )

v. )

KEVIN LEE CRONIC, )

Defendant. )

CASE NO. C05-569M

DETENTION ORDER

Offenses charged:

Counts 1-13: Mail Fraud, in violation of Title 18, U.S.C., Section 1841

Date of Detention Hearing: November 30, 2005

The Court conducted both an detention hearing pursuant to Title 18 U.S.C. § 3142(f), and a preliminary Rule 5(c)(3) inquiry. The defendant waived his rights to a full Rule 5(c)(3)(D) hearing and the Court signed an order of transfer to the originating court in the Eastern District of California to answer the charges.

Based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community. The Government was represented by Joanne Maida.

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1 The defendant was represented by Brian Tsuchida.

2 The Government moved for detention stating that in addition to the thirteen counts,  
3 there are four other “scams” not reflected in complaint in which the defendant was involved.  
4 The government maintains the defendant is a danger to the community in terms of the  
5 financial hazard defendant poses.

6 Defense counsel argued for release maintaining defendant has no prior criminal  
7 record and has strong ties to the district of Washington, including small children.

8 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- 9 (1) This Defendant has ties to this district, however his lack of  
10 trustworthiness forms the basis of his detention. In the Pre-trial Services  
11 report he has purported sought money from others stating his youngest  
12 child, an infant, is in need of surgery. The surgery, though needed, did  
13 not occur, despite his having been given money to do accomplish it.  
14 Together with the underlying offenses, this Court has little faith in the  
15 Defendant complying with court orders and refraining from presenting a  
16 risk of additional economic damage to the public.

17 **It is therefore ORDERED:**

- 18 (1) The defendant shall be detained pending trial and committed to the  
19 custody of the Attorney General for confinement in a correction facility  
20 separate, to the extent practicable, from persons awaiting or serving  
21 sentences or being held in custody pending appeal;
- 22 (2) The defendant shall be afforded reasonable opportunity for private  
23 consultation with counsel;
- 24 (3) On order of a court of the United States or on request of an attorney for  
25 the Government, the person in charge of the corrections facility in which  
26 the defendant is confined shall deliver the defendant to a United States

1 Marshal for the purpose of an appearance in connection with a court  
2 proceeding; and

- 3 (4) The clerk shall direct copies of this order to counsel for the United  
4 States, to counsel for the defendant, to the United States Marshal, and to  
5 the United States Pretrial Services Officer.

6 DATED this 9th day of December, 2005.

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10 MONICA J. BENTON  
11 United States Magistrate Judge  
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